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January 31, 1991

OFFICE OF  
APPELLATE COURTS

JAN 31 1991

FILED

Mr. Frederick K. Grittner  
Clerk of Appellate Courts  
Supreme Court Administrator  
245 Minnesota Judicial Center  
25 Constitution Avenue  
Saint Paul, MN 55155-6102

Re: Uniform Local Rules Task Force

Dear Fred:

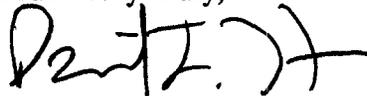
I am enclosing the original and twelve copies of the Task Force on Uniform Local Rules Commentary on Amended Final Report.

I am also enclosing a disk which contains the Amended Final Task Force Report. This version of the report deletes all highlighting of additions and deletions (interlining and redlining) and embodies the various minor changes reflected in the commentary on the amended final report.

Thank you for your attention to this matter.

Best personal regards.

Yours very truly,



David F. Herr

DFH:psp  
Enclosures

cc: Michael B. Johnson

STATE OF MINNESOTA  
IN SUPREME COURT

CX-89-1863

In re: Supreme Court Task  
Force on Uniform Local Rules

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**Commentary on Amended Final Report**

The Minnesota Supreme Court Task Force on Uniform Local Rules ("Task Force") submits this Commentary to identify all "technical" changes made in the Amended Final Report dated January 31, 1991. Not included here are corrections of misspellings, completion of citations to reported decisions, and correction of typographical mistakes.

The Amended Final Report is a "clean" copy of the report in form suitable for adoption. All highlighting of additions or deletions has been deleted. A computer disk containing the Amended Final Report will be provided to Mr. Grittner.

<u>Change</u>	<u>Rule</u>	<u>Substance of Change</u>	<u>Reason for Change</u>
1	6.1	Relocated/renumbered Rule 183.1	Placement correct here
2	107.1	Time limit in Rule 107.1(c)(1) changed from 30 to 28 days. Comment also amended to reflect this change.	Conformity with newly-adopted federal court local rules.

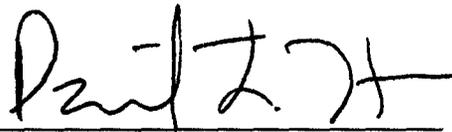
<u>Change Rule</u>	<u>Substance of Change</u>	<u>Reason for Change</u>
3	116.1(a) Torrens actions removed from applicability of rule.	Recommendation of Ramsey County Examiner of Titles
4	116.3 comment Task Force Comment amended to included recommendation of Task Force for further study of proper role of trial judges in settlement discussions.	Original recommendation omitted from Final Report.
5	183.1 Relocated to become Rule 6.1.	Rule governs courthouses and all proceedings, not just civil matters.
6	205 Delete "by him" in second sentence.	Consistence with other changes gender neutrality.
7	207 Change "clerk" to "court Administrator" in rule and title.	Consistency with other changes.
8	215 Restore "as" at beginning of 2d deletion.	Syntax error is corrected.
9	208 Delete references to "note of issue."	Consistency with overall recommendations.
10	301.1, comment Amend coment to refer to "proceedings" rather than "actions." Add reference to separation and annulment proceedings in ¶ 1.	Clarity. Recommendation of MSBA Family Law Section.
11	302.4 1. New subd. (b) added. 2. Headings added. 3. Original Advisory Comm. comment added. 4. Task Force Comment amended to refer to new subd.	Add existing rule provision; Clarify cross-reference.
12	303.3(b) "Initially" added as 5th word.	MSBA Family Law Section recommendation agreed to by Task Force (modified for clarity).

<u>Change Rule</u>	<u>Substance of Change</u>	<u>Reason for Change</u>	
13	303.1 (comment)	Comment amended to reflect applicability of Rule 5.1 and Minn. R. Civ. P. 65.01 in family court.	MSBA Family Law Section recommendation agreed to by Task Force (modified for clarity).
14	304.1(c)(3)	"and evaluation" added at end.	MSBA Family Law Section recommendation agreed to by Task Force.
15	305.2 comment	Comment amended to reflect Task Force agreement that parties should be excused from attendance at pre-trial conferences only in limited circumstances.	MSBA Family Law Section recommendation/concern incorporated in Task Force Comment.
16	305.3	This rule is new.	This rule was recommended by the MSBA Family Law Section and agreed to by the Task Force.
17	310.1(a)	Final sentence divided into two sentences.	Syntax improvement.
18	312.2	Minor phrasing changes.	Syntax improvement.
19	711(a)	Initial clause added, and "de novo" deleted in second paragraph.	Change at request of housing court advisory committee.
20	App. of Forms	Form 304.1 modified.	MSBA Family Law Section recommendations adopted.
21	App. B	2d Dist. Local Rules 24 & 25 added	Local rules on petty misdemeanor appeals and on ADR should be retained until covered by statewide rules.

Dated: January 31, 1991.

Respectfully submitted,

MINNESOTA SUPREME COURT TASK  
FORCE ON UNIFORM LOCAL RULES

By 

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